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Attorney for Defendant City of Hayward, Craig
Calhoun, R.Farro, A.Nguyen, E. Mulhern,
C. Martinez, E. Hutchinson, J.Waybright,
R. Sappington, D.Olsen, erroneously
sued herein as D. Olson, J. Bryan, and R.Keener

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ANNIE LEWIS, individually, and as
Administrator of the Estate of GREGORY
LEWIS, and as Guardian Ad Litem of
DEMARIO LEWIS; DEANDRE LEWIS and
DELORENZO LEWIS, by and through their
Guardian Ad Litem, CHRISTINE BENJAMIN

Case No.: C 03 05360 (CW)

STIPULATION FOR REVISED CASE
MANAGEMENT SCHEDULE AND
~~(PROPOSED)~~ ORDER

Plaintiffs,

-vs-

CITY OF HAYWARD, a municipal corporation;
CRAIG CALHOUN, in his capacity as Chief of
Police for the CITY OF HAYWARD; R.
FARRO, individually and in his capacity as an
officer of the HAYWARD POLICE
DEPARTMENT; A. NGUYEN, individually and
in his capacity as an officer of the HAYWARD
POLICE DEPARTMENT; E. MULHERN,
individually and in his capacity as an officer of
the HAYWARD POLICE DEPARTMENT; C.
MARTINEZ, individually and in his capacity as
an officer of the HAYWARD POLICE
DEPARTMENT; E. HUTCHINSON,
individually and in his capacity as an officer of
the HAYWARD POLICE DEPARTMENT; J.
WAYBRIGHT, individually and in his capacity
as an officer of the HAYWARD POLICE
DEPARTMENT; R. SAPPINGTON,
individually and in his capacity as an officer of
the HAYWARD POLICE DEPARTMENT;
D.OLSON, individually and in his capacity as an
(Caption continues on next page)

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1 officer of the HAYWARD POLICE
 2 DEPARTMENT; J. BRYAN, individually and in
 3 his capacity as an officer of the HAYWARD
 4 POLICE DEPARTMENT; R. KEENER,
 5 individually and in his capacity as an officer of
 6 the HAYWARD POLICE DEPARTMENT,
 7 and DOES 1-100, inclusive,

8 Defendants.

9 STIPULATION

10 As per prior Court Order on August 12, 2005, Plaintiffs served Defendants with their
 11 Rule 26, Federal Rules of Civil Procedure ("FRCP") Expert Disclosure, identifying John Cooper,
 12 MD, S. Franklin Sher, MD, Roger Clark, and Robert Johnson as their experts. As per prior Court
 13 Order on August 19, 2005, Defendants served Plaintiffs with their Rule 26, FRCP Expert
 14 Disclosure, identifying Charles Wetli, MD, Tom Neuman, MD, Nikolas Lemos, PhD, Neil
 15 Benowitz, MD, Peter Cassini, MD, Joe Callanan, and Paul Violich as their experts. As per prior
 16 Court Order expert discovery is scheduled to close on October 7, 2005. Given the logistics of
 17 scheduling the appearance of Charles Wetli, M.D., plaintiffs cannot complete said deposition by
 18 this deadline.

19 In the interests of fairness and judicial economy, all parties hereby stipulate and agree by
 20 and through their respective counsel as follows:

21 1. That the case management schedule for the action be modified as follows:

22 A. Completion of Expert Deposition of Charles Wetli, M.D.: October 31, 2005

23 B. All case-dispositive motions and Final Case

24 Management Conference to be heard at

25 10:00 a.m. on:

January 6, 2006

26 All other dates, if any, referenced in the Minute Order and Case Management Order dated April
 27 15, 2004 shall remain the same.

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03-23-05 14:26 FROM-Hayward City Attorney

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LAW OFFICES OF JOHN L. BURRIS

Dated: September 23, 2005

By:

JOHN L. BURRIS
BEN NISENBAUM
Attorney for Plaintiffs

OFFICES OF THE HAYWARD CITY ATTORNEY

Dated: September 24, 2005

By:
RANDOLPH S. HOM
Attorney for Defendants

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 9/30/05

THE HONORABLE CLAUDIA WILKEN
United States District Court Judge

